

NOT TO BE INCLUDED  
IN BOUND VOLUMES

PMcK  
West Greenwich, RI

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

IGT GLOBAL SOLUTIONS  
Employer

and

Case 01-RC-176909

INTERNATIONAL BROTHERHOOD OF  
TEAMSTERS, LOCAL 251  
Petitioner

ORDER REMANDING

The Regional Director's dismissal is reversed, the petition is reinstated, and the case is remanded to the Regional Director for further consideration in light of *PCC Structural, Inc.*, 365 NLRB No. 160 (2017).<sup>1</sup>

MARK GASTON PEARCE, MEMBER

LAUREN McFERRAN, MEMBER

MARVIN E. KAPLAN, MEMBER

Dated, Washington, D.C., April 25, 2018.

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<sup>1</sup> Because *PCC* is to be applied to pending cases like this one where the issue is the appropriateness of the petitioned-for unit, the unit determination in this case must be made in accordance with the principles set forth therein. The proper course is thus to remand to the Regional Director for consideration of this case under the *PCC* standard and to reopen the record for evidence and argument relevant under the *PCC* standard as necessary.

Given the applicability of new law and the circumstances of this pending case, the Employer here is permitted to file a new Statement of Position and/or to otherwise make arguments reflecting the issues it wishes to raise under *PCC*. This renders moot the Petitioner's argument that the Employer's Statement of Position at the original hearing was untimely and thus the Employer should have been precluded from litigating the issues therein. Similarly, the Petitioner should be permitted to newly raise and litigate issues relevant under the *PCC* standard. We limit our holding to the particular circumstances of this case.

Member Emanuel took no part in the consideration of this case.